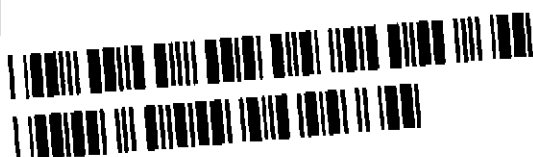


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06-CV-05163-PRO

MAR 28 2006 DB

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
DEPUTY

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

Burrell Marsh Allen and Helen Allen, ,

Plaintiffs,

v.

RBC Dain Rauscher Inc., Robert Lance Posner,

Defendants.

CV 06-5163 RJB

ORDER GRANTING MOTION
TO VACATE ARBITRATION
AWARD

(PROPOSED)

THIS MATTER came before the Court on Defendant's motion to dismiss under Fed. R. Civ. P. 12(b)(6). The Court has considered the pleadings submitted by the parties, and the documents and records in the file including:

1. Complaint to Vacate Arbitration Award and attached exhibits;
2. Motion to Vacate;
3. Declaration of Ari Y. Brown and attached Affidavit of Nicholas P. Iavarone;
4. Order Granting Motion to Vacate Arbitration Award [Proposed] ;

ORDER GRANTING MOTION TO VACATE ARBITRATION
AWARD

(PROPOSED)

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2 Based on the evidence presented and the argument of counsel, IT IS ORDERED:

3 Motion to Vacate Arbitration Award is hereby GRANTED.


4 The Award in NASD Arbitration No. 05-03363 is hereby vacated and shall have no
5 force of effect.

6 DONE IN OPEN COURT this ____ day of _____ 2006.

7
8 Honorable

9 Presented by:

10 BERGMAN & FROCKT

11
12 By: 
13 Ari Y. Brown, WSBA #29570
14 Matthew P. Bergman, WSBA #20894
15 David S. Frockt, WSBA #28568

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23 Attorneys for Plaintiffs

ORDER GRANTING MOTION TO VACATE ARBITRATION
AWARD

(PROPOSED)

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